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10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 PAUL KOZLOWSKI,)
13 Plaintiff,) Case No.: 3:20-cv-00086-CLB
14 vs.)
15 ANDREW SAUL,) STIPULATION AND PROPOSED ORDER TO
Commissioner of Social Security,) VOLUNTARY REMAND PURSUANT TO
16 Defendant.) SENTENCE FOUR OF 42 U.S.C.
§ 405(g) AND TO ENTRY OF JUDGMENT
17 _____)

18 IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of
19 record, that this action be remanded to the Commissioner of Social Security for further administrative
20 action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. § 405(g), sentence
21 four.

22 On remand, the Appeals Council will assign this case to an administrative law judge (ALJ) to issue
23 a new decision. The Appeals Council will instruct the ALJ evaluate the record evidence in accordance
24 with the Commissioner's regulations, including 20 C.F.R. § 404.1520c and § 416.920c. It will also
25 instruct the ALJ to offer the claimant an opportunity for a hearing and take any further action needed to
26 complete the administrative record.

The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

Respectfully submitted,

Date: August 6, 2020

OSTERHOUT BERGER DISABILITY LAW, LLC

/s/ Lindsay F. Osterhout by C.Chen*
(As authorized by email on 8/5/2020)
LINDSAY F. OSTERHOUT
Attorneys for Plaintiff

Date: August 6, 2020

NICHOLAS A. TRUTANICH
United States Attorney

By s/ Carolyn B. Chen
CAROLYN B. CHEN
Special Assistant U. S. Attorney

Attorneys for Defendant

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: August 10, 2020

HON. CARLA BALDWIN
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 160 Spear Street, Suite 800, San Francisco, California 94105. I am not a party to the above-entitled action. On the date set forth below, I caused service of **STIPULATION AND PROPOSED ORDER TO VOLUNTARY REMAND PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g) AND TO ENTRY OF JUDGMENT** on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which provides electronic notice of the filing:

Lindsay F. Osterhout
Lindsay@mydisabilityattorney.com
Attorney for Plaintiff

Dated: August 6, 2020

/s/ Carolyn B. Chen
CAROLYN B. CHEN
Special Assistant United States Attorney